

Serial No. 10/815,385

*Tom*

IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

**Applicant(s):** Hossein Eslambolchi et al.

**Attorney Docket** 2002-0524CON

**No.:**

**Application No.:** 10/815,385

**Filing Date:** 04/01/2004

**Examiner Name:** Nguyen, Jimmy

**Group Art Unit:** 2829

**Title:** Cable Fault Detector

COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ARLINGTON, VA 22313-1450

**TERMINAL DISCLAIMER TO OBVIATE A  
DOUBLE PATENTING REJECTION OVER A PRIOR PATENT**

08/23/2005 AKELECH1 00000008 012745 10815385

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SIR:

130.00 DA

The owner, AT&T Corp., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior United States Patent No. 6,741,081. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.


In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the prior patent, as presently

shorted by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held un enforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

A terminal disclaimer fee under 37 C.F.R. § 1.20(d) is included.

The undersigned is an attorney of record.

Respectfully submitted,

By   
Robert T. Canavan  
Reg. No. 37,592  
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Bridgewater, NJ 08807

Date: 08/18/2005

**FEE TRANSMITTAL**

Patent Fees are subject to annual revision.

Complete if Known

**TOTAL AMOUNT  
OF PAYMENT**

\$130

Application Number

10/815,385

Filing Date

04/01/2004

First Named Inventor

Hossein Eslambolchi et al.

Examiner Name

Nguyen, Jimmy

Group/Art Unit

2829

Attorney Docket No.

2002-0524CON

**METHOD OF PAYMENT (check one)**

1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account  
Number

01-2745

Deposit Account  
Name

AT&amp;T CORP.

Charge Any Additional Fee  
Required Under 37 CFR 1.16  
and 1.17**FEE CALCULATION****1. FILING FEE**

Large Fee Code	Entity Fee(\$)	Fee Description	Fee Paid
1001	300	Utility(37CFR 1.53(b)) / CPA(37CFR 1.53(d)) Filing Fee	
1002	200	Design Filing Fee	
1004	300	Reissue Filing Fee	
1005	200	Provisional Filing Fee	

**SUBTOTAL (1)****2. CLAIMS**☐ Filing Under 37CFR 1.53 (b)☐ CPA Under 37CFR 1.53 (d)☐ Amendment

Extra Claims

Fee from  
below

Fee Paid

Total 20 - 20 = 0 x 50 = 0

Ind. 3 - 3 = 0 x 200 = 0

Multiple Dependent Claims

300 =

Large Fee Code	Entity Fee(\$)	Fee Description
1202	50	Claims in excess of 20
1201	200	Independent Claims in excess of 3
1203	380	Multiple Dependent Claims
1204	200	** Reissue independent claims in excess of 3
1205	50	** Reissue claims in excess of 20

\*\* or number previously paid, if greater; for Reissues, see above

**SUBTOTAL (2)****FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Fee Code	Entity Fee(\$)	Fee Description	Fee Paid
1051	130	Surcharge - late filing fee or oath	
1052	50	Surcharge - late provisional filing fee or cover sheet	
1053	130	Non-English specification	
1812	2520	For filing a request for reexamination	
1804*	920	Requesting publication of SIR prior to Examiner action	
1805*	1840	Requesting publication of SIR after Examiner action	
1251	120	Extension for response within first month	
1252	450	Extension for response within second month	
1253	1020	Extension for response within third month	
1254	1590	Extension for response within fourth month	
1255	2160	Extension for response within fifth month	
1401	500	Notice of Appeal	
1402	500	Filing a brief in support of an appeal	
1403	1000	Request for oral hearing	
1504	300	Publication fee for early, voluntary, or normal publication	
1452	500	Petition to revive - unavoidable	
1453	1500	Petition to revive - unintentional	
1501	1400	Utility issue fee (or reissue)	
1502	800	Design issue fee	
1460	130	Petitions to the Commissioner	
1807	50	Processing fee for provisional applications	
1806	180	Submission of Information Disclosure Statement	
8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	790	For each additional invention to be examined (37 CFR 1.129(b))	
1801	790	Request for Continued Examination (RCE)	
1802	900	Request for expedited exam of a design application	

Other fee (specify): Statutory Disclaimer

Utility Examination Fee

130

**SUBTOTAL (3)**

130

**SUBMITTED BY**

Complete (if applicable)

Typed or  
Printed Name

John Etchells

Reg.  
Number

Signature

Date

Deposit Account User ID